P.R. No. 4783/05
Presented by Sh. P.R.Patankar
dated 15/9/05

C. S. 1001 (2)

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH
AT BILASPUR
W.P.No. 4709 / 2005

Petitioner : Dhanuk Lal Dhruv, S/o Brijlal Dhruv, Aged about 51 years, R/o Village – Mopka, Tahsil & District – Bilaspur (CG)

Versus

Respondents :
1) State of Chhattisgarh – Through the Revenue Department, DKS Bhawan, Raipur (C.G.)
2) The Collector Bilaspur, District – Bilaspur (CG).
3) The Additional Collector Bilaspur, District – Bilaspur (CG).
4) Shri P.C.Prasad, Additional Collector Bilaspur, District – Bilaspur (CG)
5) The Sub-Divisional Officer Bilaspur, District – Bilaspur (CG).

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15/9/05

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(36)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 4709 **सन् 2005**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	5.10.2005 W.P.No.4709/2005 Shri P.Diwakar, Sr.Advocate with Shri P.R.Patankar, counsel for the petitioner. Shri Yashwant Singh, Government Advocate for the State/respondents. At the very outset, learned counsel for the petitioner submits that there is an alternative remedy for filing an appeal against the impugned order passed by the Additional Collector. In this view of the matter, he prays for withdrawal of this petition with a liberty to file an appeal before the appellate authority. This prayer made by learned counsel for the petitioner is allowed. The petition is permitted to be withdrawn with a liberty to the petitioner to file a duly constituted appeal before the appellate authority prescribed under the law. At this stage, learned counsel for the petitioner submits that the impugned order was passed on 27.4.2005, therefore, the appeal may not be within limitation. If the appeal is not within limitation, the petitioner shall be free to file an application for condonation of delay under Section 5 of	

(37)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	the Limitation Act and if such an application is filed, the appellate authority shall consider and dispose of the same in accordance with law with a view to determine the merits of the case. Consequently, M.W.P.No.3813/2005 and I.A.No.8421/2005 stand disposed of. **Sd/-** **Sunil Kumar Sinha** **Judge**	

sunita